

**THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CRIMINAL CASE NO. 1:12-cr-00088-MR-DLH-1**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**ALEX DEAN NELSON,**

**Defendant.**

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**IN RE: PETITION OF JOY NELSON  
BROOKS.**

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**ORDER**

**THIS MATTER** is before the Court on the Government's Motion to Strike Claim [Doc. 22].

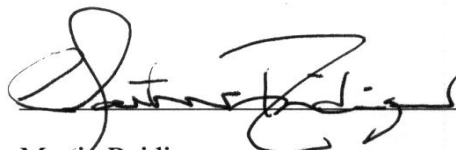
On December 17, 2012, the Government filed a motion to strike the claim of Joy Nelson Brooks because the claim was not signed under penalty of perjury. [Doc. 22]. On December 20, 2012, the Court entered an Order directing Ms. Brooks to file an amended petition within thirty (30) days. [Doc. 23]. Ms. Brooks filed an Amended Petition, signed under

penalty of perjury, on January 2, 2013. [Doc. 24]. Accordingly, the Government's Motion to Strike Claim [Doc. 22] has been rendered moot.

**IT IS, THEREFORE, ORDERED** that the Government's Motion to Strike Claim [Doc. 22] is **DENIED AS MOOT**.

**IT IS SO ORDERED.**

Signed: January 24, 2013

  
Martin Reidinger  
United States District Judge

